



06/14/01

GAU 1631

Express Mail No.: EL 501 639 204 US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Marton and Stoughton

Serial No.: 09/823,322

Art Unit: 1631

Filed: April 2, 2001

Examiner: To be assigned

For: METHODS FOR DETERMINING
THERAPEUTIC INDEX FROM
GENE EXPRESSION PROFILES

Attorney Docket No: 9301-136

RECEIVED

JUN 18 2001

TECH CENTER 1600/2900

#4
Plunkett

6/14/01

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.56Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 and § 1.97 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby direct the Examiner's attention to the references listed on the attached revised form PTO-1449 entitled "List of References Cited by Applicant." Legible copies of references AA-CJ are submitted herewith.

Identification of the listed references is not to be construed an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as "Prior Art." As an alternative, Applicants submit herewith a "revised form PTO 1449" entitled "List of References Cited" instead of "List of Prior Art Cited."

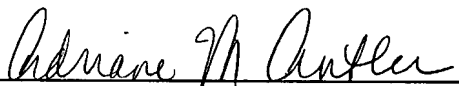
Applicants respectfully request that the Examiner review the listed references and that the references be made of record in the file history of the application.

Pursuant to 37 C.F.R. § 1.97(b), since this information disclosure statement is being filed within three months of the filing date of the subject application, no fee is due in connection herewith. However, should the Patent Office determine otherwise, please charge

the required fee to Pennie & Edmonds LLP deposit account no. 16-1150; a duplicate of this sheet is enclosed.

Respectfully submitted,

Date: June 13, 2001

 32,605
Adriane M. Antler (Reg. No.)
PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090



the required fee to Pennie & Edmonds LLP deposit account no. 16-1150; a duplicate of this sheet is enclosed.



June 13, 2001

Respectfully submitted,

Adriane M. Antler

Adriane M. Antler
PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090

32,605
(Reg. No.)